

The Patent Office Concept House Cardiff Road Newport South Wales NP10 8QQ

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1980 with the same name as that with which it was registered immediately before re-registration save for the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so re-registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Re-registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

PRIORITY DOCUMENT

SUBMITTED OR TRANSMITTED IN COMPLIANCE WITH RULE 17.1(a) OR (b)

Signed

Dated 29 April 2

An Executive Agency of the Department of Trade and Industry

Patents Form 1/77 Office 0 4 JUL 2002 05JUL02 E731139-1 D0209 P01/7700 0.00-0215544.8 The Patent Office Request for grant of a patent (See the notes on the back of this form. You can also get an Cardiff Road explanatory leaflet from the Patent Office to help you fill in Newport South Wales this form) NP108QQ Your reference PPD 50705/GB/P Patent application 4 JUL 2002 (F... name, address and postcode of the or of SYNGENTA Limited European Regional Centre each applicant (underline all surnames) Priestley Road Surrey Research Park, Guildford, Surrey, GU2 7YH, United Kingdom Patents ADP number (if you know it) 6254007002 If the applicant is a corporate body, give the UNITED KINGDOM country/state of its incorporation WEED CONTROL PROCESS Title of the invention Jane Elizabeth SWIFT Name of your agent (if you bave one) Intellectual Property Department "Address for service" in the United Kingdom Syngenta Limited Jealott's Hill International Research Centre to which all correspondence should be sent (including the postcode) PO Box 3538 Bracknell, Berkshire, RG42 6YA UNITED KINGDOM Patents ADP number (if you know 4) Date of filing Priority application number 6. If you are declaring priority from one or more (day / month / year) (if you know it) earlier patent applications, give the country and the date of filing of the or of each of these earlier applications and (if you know it) the or each application number Date of filing Number of earlier application 7. If this application is divided or otherwise (day / month / year) derived from an earlier UK application, give the number and the filing date of the earlier application 8. Is a statement of inventorship and of right to grant of a patent required in support of this request? (Answer Yes' tf: a) any applicant named in part 3 is not an inventor, or b) there is an inventor who is not named as an YES (b) applicant, or any named applicant is a corporate body. See note (d)) Patents Form 1/77

Patents Form 1/77

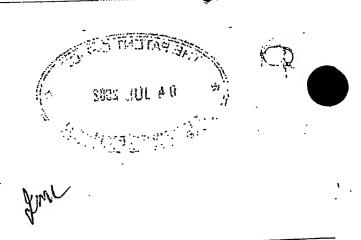
9. Enter the number of sheets for any of the following items you are filing with this form. Do not count copies of the same document

> Continuation sheets of this form Description

> > Claim(s)

Abstract 01

Drawing(s) 00



10. If you are also filing any of the following, state how many against each item.

Priority documents

Translations of priority documents

Statement of inventorship and right to grant of a patent (Patents Form 7/77)

Request for preliminary examination and search (Patents Form 9/77)

Request for substantive examination (Patents Form 10/77)

> Any other documents (please specify)

Signature Authorised Signatory

12. Name and daytime telephone number of person to contact in the United Kingdom

Margaret Ann ARNOLD 01344 413673

After an application for a patent has been filed, the Comptroller of the Patent Office will consider whether publication or communication of the invention should be probibited or restricted under Section 22 of the Patents Act 1977. You will be informed if it is necessary to probibit or restrict your invention in this way. Furthermore, if you live in the United Kingdom, Section 23 of the Patents Act 1977 stops you from applying for a patent abroad without first getting written permission from the Patent Office unless an application has been filed at least 6 weeks beforehand in the United Kingdom for a patent for the same invention and either no direction prohibiting publication or communication has been given, or any such direction has been revoked.

11.

- a) If you need help to fill in this form or you have any questions, please contact the Patent Office on 08459 500505.
- b) Write your answers in capital letters using black ink or you may type them.
- If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet of paper and write "see continuation sheet" in the relevant part(s). Any continuation sheet should be attached to this form.
- d) If you have answered Yes' Patents Form 7/77 will need to be filed.
- Once you have filled in the form you must remember to sign and date it.
- For details of the fee and ways to pay please contact the Patent Office.

Date H SULY 2002

CCPPD 50705

5

10

15

20

25

WEED CONTROL PROCESS

The present invention relates to a process for controlling unwanted vegetation in a crop comprising sorghum, using a mixture of mesotrione and another herbicide.

The protection of crops from weeds and other vegetation that inhibits crop growth is a constantly recurring problem in agriculture. To help combat this problem, researchers in the field of synthetic chemistry have produced an extensive variety of chemicals and chemical formulations effective in the control of such unwanted growth. Chemical herbicides of many types have been disclosed in the literature and a large number are in commercial use. Commercial herbicides and some that are still in development are described in The Pesticide Manual, 12th edition, published in 2000 by the British Crop Protection Council. All the herbicides specifically named in this application can be found in The Pesticides Manual.

Many herbicides also damage crop plants. The control of weeds in a growing crop therefore requires the use of so-called 'selective' herbicides which are chosen to kill the weeds while leaving the crop undamaged. Few selective herbicides are selective enough to kill all the weeds and leave the crop completely untouched. In practice, the use of most selective herbicides is actually a balance between applying enough herbicide to acceptably control most of the weeds whilst causing only minimal crop damage.

One known selective herbicide is mesotrione, chemical name 2-(2-nitro-4-sulfonylbenzoyl)-cyclohexane dione. This is known largely for use to control weeds in a corn crop, both before the crop emerges from the ground (pre-emergent) and after (post-emergent).

Sorghum (Sorghum bicolour) is another commercially important crop. Mesotrione can be used pre-emergent and post-emergent over sorghum crops, but its post-emergent use is limited by the damage caused to the sorghum at mesotrione application rates that effectively control weeds.

We have discovered that by adding certain other herbicides to mesotrione, not only is the level of damage to weeds increased (as might be expected), but also, unexpectedly, the damage to the sorghum crop is reduced. The reduction of crop damage in this way is often referred to as 'safening'. This surprising safening effect enables mesotrione to be used over 10

15

20

25

soil, seeds, and seedlings, as well as established vegetation. The benefit of the invention is seen most on post-emergent application, but pre-emergent application is also possible.

The herbicides used in the process of the present invention are suitably applied in the form of a herbicidal formulation, which preferably comprises an agriculturally acceptable carrier therefore. In practice, the herbicides are applied as one or more formulations containing the various adjuvants and carriers known to or used in the industry for facilitating application and efficacy. The choice of formulation and mode of application for any given compound may affect its activity, and selection will be made accordingly. The herbicides used in the invention may thus be formulated as granules, as wettable powders, as emulsifiable concentrates, as powders or dusts, as flowables, as solutions, as suspensions or emulsions, or as controlled release forms such as microcapsules. These formulations may contain as little as about 0.5% to as much as about 95% or more by weight of active ingredient. The optimum amount for any given compound will depend upon formulation, application equipment, and nature of the plants to be controlled.

Wettable powders are in the form of finely divided particles that disperse readily in water or other liquid carriers. The particles contain the active ingredient retained in a solid matrix. Typical solid matrices include fuller's earth, kaolin clays, silicas and other readily wet organic or inorganic solids. Wettable powders normally contain about 5% to about 95% of the active ingredient plus a small amount of wetting, dispersing, or emulsifying agent.

Suspension concentrates are high concentration suspensions of solid herbicide in water.

Emulsifiable concentrates are homogeneous liquid compositions dispersible in water or other liquid, and may consist entirely of the active compound with a liquid or solid emulsifying agent, or may also contain a liquid carrier, such as xylene, heavy aromatic naphthas, isophorone and other non-volatile organic solvents. In use, these concentrates are dispersed in water or other liquid and normally applied as a spray to the area to be treated. The amount of active ingredient may range from about 0.5% to about 95% of the concentrate.

Granular formulations include both extrudates and relatively coarse particles, and are usually applied without dilution to the area in which suppression of vegetation is desired.

PPD 50705

5

10

15

20

25

Typical carriers for granular formulations include sand, fuller's earth, attapulgite clay, bentonite clays, montmorillonite clay, vermiculite, perlite and other organic or inorganic materials which absorb or which can be coated with the active compound. Granular formulations normally contain about 5% to about 25% active ingredients which may include surface-active agents such as heavy aromatic naphthas, kerosene and other petroleum fractions, or vegetable oils; and/or stickers such as dextrins, glue or synthetic resins.

Dusts are free-flowing admixtures of the active ingredient with finely divided solids such as talc, clays, flours and other organic and inorganic solids that act as dispersants and carriers.

Microcapsules are typically droplets or granules of the active material enclosed in an inert porous shell which allows escape of the enclosed material to the surroundings at controlled rates. Encapsulated droplets are typically about 1 to 50 microns in diameter. The enclosed liquid typically constitutes about 50 to 95% of the weight of the capsule, and may include solvent in addition to the active compound. Encapsulated granules are generally porous granules with porous membranes sealing the granule pore openings, retaining the active species in liquid form inside the granule pores. Granules typically range from 1 millimetre to 1 centimetre, preferably 1 to 2 millimetres in diameter. Granules are formed by extrusion, agglomeration or prilling, or are naturally occurring. Examples of such materials are vermiculite, sintered clay, kaolin, attapulgite clay, sawdust and granular carbon. Shell or membrane materials include natural and synthetic rubbers, cellulosic materials, styrene-butadiene copolymers, polyacrylonitriles, polyacrylates, polyesters, polyamides, polyureas, polyurethanes and starch xanthates.

Other useful formulations for herbicidal applications include simple solutions of the active ingredient in a solvent in which it is completely soluble at the desired concentration, such as acetone, alkylated naphthalenes, xylene and other organic solvents. Pressurized sprayers, wherein the active ingredient is dispersed in finely-divided form as a result of vaporization of a low boiling dispersant solvent carrier, may also be used.

Many of these formulations include wetting, dispersing or emulsifying agents. Examples are alkyl and alkylaryl sulphonates and sulphates and their salts; polyhydric

5

10

15

20

25

alcohols; polyethoxylated alcohols; esters and fatty amines. These agents, when used, normally comprise from 0.1% to 15% by weight of the formulation.

Another suitable additive is crop oil concentrate (COC) which is well known for herbicides and is a mixtures of petroleum oils and non-ionic surfactants, available as, for example AGRI-DEX, PENETRATOR, and PENETRATOR PLUS all from Helena Chemical Company, HERBIMAX from UAP, ES CROP OIL PLUS from Gromark, and CROP OIL PLUS, from Wilfarm, (83% parafinic oil, 17% emulsifier surfactant). Other possible additives include urea ammonium nitrate, a fertiliser, methylated seed oil and ammonium sulphate.

Each of the above formulations can be prepared as a package containing the herbicide together with other ingredients of the formulation (diluents, emulsifiers, surfactants, etc.), the selection and use of which will be known to those skilled in the art. The formulations can also be prepared by a tank mix method, in which the ingredients are obtained separately and combined at the grower site.

A commercial formulation of mesotrione is available under the trade mark 'Callisto' from Syngenta AG. Callisto is a suspension concentrate of mesotrione.

A commercial formulation of prosulfuron is available under the trade mark 'Peak 57 WG' from Syngenta AG, which is in the form of a wettable granule, added to water just before application.

A commercial formulation of dicamba is available under the trademark 'Banvel' from Syngenta AG.

2,4-D is widely commercially available as a number of different salts, including dimethylammonium, diethanolammonium, triethanolammonium and sodium. The butyl ester, ioooctyl ester and dimethylammonium salts are preferred.

A commercial formulation of halosulfuron-methyl is available under the trademark 'Permit 75 WG' from Monsanto, which is in the form of a wettable granule, added to water just before application.

(PPD 50705

10

15

20

A commercial formulation of quinclorac is available under the trademark 'Paramount 75 WG' from BASF, which is in the form of a wettable granule, added to water just before application.

These formulations can be applied to the locus of the weeds by conventional methods. Dust and liquid compositions, for example, can be applied by the use of power-dusters, broom and hand sprayers and spray dusters. The formulations can also be applied from airplanes as a dust or a spray or by rope wick applications. To modify or control growth of germinating seeds or emerging seedlings, dust and liquid formulations can be distributed in the soil to a depth of at least one-half inch below the soil surface or applied to the soil surface only, by spraying or sprinkling. The formulations can also be applied by addition to irrigation water. This permits penetration of the formulations into the soil together with the irrigation water. Dust compositions, granular compositions or liquid formulations applied to the surface of the soil can be distributed below the surface of the soil by conventional means such as disking, dragging or mixing operations.

The following examples illustrate the invention, but are not to be regarded as limiting.

EXAMPLES

Various herbicidal compositions were applied to test plots comprising sorghum and test weeds (primarily crabgrass and several pigweed spp.). The herbicidal compositions are specified in Table 1 below. Essentially, these comprised, as active herbicidal components, mesotrione both alone and in combination with prosulfuron, dicamba, 2,4-D, halosulfuronmethyl and quinclorac, in the form of commercially available formulations.

25

TABLE 1

	Composition						
To gradient	1	2	3	4	5	6	7
Active Ingredient	105.0	105.0	105.0	105.0	105.0	105.0	105.0
Callisto 4 SC	1.0	1.0	1.0	1.0	1.0	1.0	1.0
COC	1.0		<u> </u>		l	<u> </u>	

2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5
Peak 57 WG	-	20.0	40.0	-	-	-	-
Banvel	-	-	-	280.0	-	-	-
2,4-D amine 4	-	-	-	-	280.0	-	-
Permit 75 WG	l -	-	-	-	-	36.0	-
Paramount 75 WG							280

In Table 1:

5

10

15

The amounts of herbicide are quoted as a rate equivalent to grams per hectare.

The amounts of COC and UAN are quoted in %vol/vol of composition.

Callisto 4 SC is an aqueous mesotrione suspension concentrate, containing 400g/l mesotrione, available from Syngenta.

COC is Crop Oil Concentrate available as Agridex.

UAN is urea ammonium nitrate, a fertiliser available in bulk.

Peak 57 WG is a prosulfuron composition comprising 57% of prosulfuron, available from Syngenta.

Banvel is a dicamba formulation containing 480g/l of dicamba, from BASF.

2,4-D amine 4 is a formulation of the dimethylamine salt of 2,4-D containing 4lb/gal of 2,4-D, sold under the name Weedar 64 available from Aventis.

Permit 75 WG is a granular formulation of halosulfuron methyl, containing 75% halosulfuron methyl from Monsanto.

Paramount 75WG is a granular formulation of quinclorac, containing 75% quinclorac from BASF.

The compositions were made by mixing the components together by shaking the spray containers (soda bottles) before application.

These compositions were applied at the rates (i.e. the amounts per hectare) indicated in Table 1 and the damage to both the sorghum and the weeds were noted seven days after application. The results are given in Table 2:

20

5

Table 2

Composition	Crop (sorghum) damage (%)	Weed Damage (%)		
		Weed 1	Weed 2	
1	13.0	40	40	
2	3.7	50	50	
3	3.0	56.7	56.7	
4	5.0	43.3	43.3	
5	0.7	53.3	53.3	
6	5.0	50.0	50.0	
7	6.7	33.3	33.3	

The damage was rated visually, and is expressed as a percentage.

It can clearly be seen from the table that the additional use of one of the specified herbicides, not only increases weed damage, but also reduces crop injury. This is a totally unexpected effect.

Claims

- 1. A process for controlling weeds in a crop comprising sorghum, the process comprising the application of a herbicidally effective amount of:
 - (i) mesotrione, and
- 5 (ii) a second herbicide selected from one or more of prosulfuron, dicamba, 2,4-D, halosulfuron-methyl and quinclorac

to the locus of the weeds.

- 2. A process according to claim 1 in which the mesotrione is applied at a rate of between 50 and 300g/ha.
- 10 3. A process according to claim 1 using 0.5 to 400% of the second herbicide, based on the concentration of mesotrione.
 - 4. The use of one or more of prosulfuron, dicamba, 2,4-D, halosulfuron-methyl and quinclorac to safen mesotrione, when applied over sorghum.

ABSTRACT WEED CONTROL PROCESS

A novel process for controlling weeds in a crop comprising sorghum, the process comprising the application of a herbicidally effective amount of:

- mesotrione, and (i)
- a second herbicide selected from one or more of prosulfuron, dicamba, 2,4-D, (ii) 10 halosulfuron-methyl and quinclorac

to the locus of the weeds is disclosed.

, 5